

1 Aaron D. Aftergood (239853)
2 aaron@aftergoodesq.com
3 **THE AFTERGOOD LAW FIRM**
4 1880 Century Park East, Suite 200
5 Los Angeles, CA 90067
6 Telephone: (310) 551-5221
7 Facsimile: (310) 496-2840

8 Patrick H. Peluso*
9 ppeluso@woodrowpeluso.com
10 **WOODROW & PELUSO, LLC**
11 3900 East Mexico Avenue, Suite 300
12 Denver, Colorado 80210
13 Telephone: (720) 213-0676
14 Facsimile: (303) 927-0809

15 *Pro Hac Vice to be filed

16 *Attorneys for Plaintiff and the Classes*

17
18 **UNITED STATES DISTRICT COURT**
19 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

20 **TAMARA MILLER**, individually and
21 on behalf of all others similarly
22 situated,

23 Plaintiff,

24 v.

25 **BLOOM RETIREMENT**
26 **HOLDINGS, INC.**, f/k/a
27 **AMERICAN ADVISORS GROUP**, a
28 California corporation,

Defendant.

Case No. 8:23-cv-00839-FWS-JDE

**NOTICE OF VOLUNTARY
DISMISSAL**

1 Plaintiff dismisses this lawsuit against Defendant with prejudice.

2 Federal Rule of Civil Procedure 41(a)(1) provides, in relevant part:

3 (a) Voluntary Dismissal.

4 **(1) By the Plaintiff.**

5 (A) *Without a Court Order.* Subject to Rules 23(e), 23.1(c), 23.2 and 66
6 and any applicable federal statute, the plaintiff may dismiss an action
7 without a court order by filing:

8 (i) a notice of dismissal before the opposing party serves either an
9 answer or a motion for summary judgment; or

10 (ii) a stipulation of dismissal signed by all parties who have appeared.

11 (B) *Effect.* Unless the notice or stipulation states otherwise, the
12 dismissal is without prejudice. But if the plaintiff previously
13 dismissed any federal- or state-court action based on or including the
14 same claim, a notice of dismissal operates as an adjudication on the
15 merits.

16 Accordingly, Plaintiff hereby dismisses these proceedings in accordance with
17 Rule 41(a)(1)(i) with prejudice.

18 Respectfully submitted,

19
20 Dated: December 21, 2023

TAMARA MILLER, individually and on
behalf of all others similarly situated,

21 By: /s/ Patrick H. Peluso
22 One of Plaintiff's Attorneys

23 Aaron D. Aftergood (239853)
aaron@aftergoodesq.com
24 **THE AFTERGOOD LAW FIRM**
1880 Century Park East, Suite 200
25 Los Angeles, CA 90067
Telephone: (310) 551-5221
26 Facsimile: (310) 496-2840

27 Patrick H. Peluso*

ppeluso@woodrowpeluso.com
WOODROW & PELUSO, LLC
3900 East Mexico Ave., Suite 300
Denver, Colorado 80210
Telephone: (720) 213-0676
Facsimile: (303) 927-0809

Counsel for Plaintiff and the Classes

*pro hac vice

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above titled document was served upon counsel of record by filing such papers via Court's ECF system on December 21, 2023.

/s/ Patrick H. Peluso